

Roll No. :

Total No. of Questions : 11]

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MBAL-357

B.A. LL.B. 5 Year Integrated (Honours Course) IIIrd Semester Examination, Jan.-2023

LAW OF TORTS AND MOTOR VEHICLE ACT

Paper - 3.4

Time : 3 Hours]

[Maximum Marks : 70

Section-A

(Marks : 2 × 10 = 20)

Note :- Answer all *ten* questions (Answer limit **50** words). Each question carries **2** marks.

Section-B

(Marks : 4 × 5 = 20)

Note :- Answer all *five* questions. Each question has internal choice (Answer limit **200** words). Each question carries **4** marks.

Section-C

(Marks : 10 × 3 = 30)

Note :- Answer any *three* questions out of five (Answer limit **500** words). Each question carries **10** marks.

Section-A

1. (i) What is Tort ?
- (ii) What is Doctrine of Remoteness of Damages ?
- (iii) What is Defamation ?

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- (iv) Explain the maxim 'ibi jus ubi remedium' ?
- (v) Distinguish between Crime and Tort.
- (vi) Distinguish between Assault and Battery.
- (vii) What is meant by 'Motor Cab' ?
- (viii) Define the term 'Owner'.
- (ix) What is meant by 'Driver' ?
- (x) What is Driving Licence ?

Section-B

2. Define the term 'Tort'.

Or

Distinguish between Tort and Breach of Contract.

3. Injuria sine damnum.

Or

Damnum sine injuria.

4. What do you understand by 'Vicarious liability' ?

Or

What is Conductor and Conductor's Licence ?

5. Explain in brief the procedure of registration of motor vehicles.

Or

What is Insurance against third party risk ?

6. Discuss the principle of contributory negligence.

Or

Explain the rule of 'Res ipsa loquitur'.

Section–C

7. Critically discuss the Doctrine of Absolute Liability.
8. Define “Negligence” and discuss its essential elements.
9. Explain ‘Battery’, ‘Assault’ and ‘False imprisonment’.
10. What is meant by Liability without fault ? What provisions have been made regarding liability without fault under the Motor Vehicles Act, 1988 ? Discuss.
11. Explain any one of the leading case which are prescribed in your course and wherein also state about facts, contentions of the parties, judgement and principles laid down by the concerned court.